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SENATE BILL 664

**49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009**

INTRODUCED BY

Rod Adair

AN ACT

RELATING TO ELECTIONS; PROVIDING FOR FREE SPEECH RIGHTS OF  
CANDIDATES FOR JUDICIAL OFFICE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Election Code is enacted  
to read:

"~~[NEW MATERIAL]~~ JUDICIAL FREE SPEECH RIGHTS.--

A. Notwithstanding any provision of the code of  
judicial conduct to the contrary, a candidate for judicial  
office retains all constitutionally protected rights of free  
speech during the campaign and election process.

B. A judicial candidate may exercise the  
candidate's free speech rights by discussing controversies or  
issues that are relevant to voters in an election.

C. A canon of judicial conduct shall not prohibit

underscored material = new  
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judicial speech based on its content."

- 2 -